UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

State of Minnesota, by Michael Campion, its Commissioner of Public Safety,

Plaintiff,

v.

CMI of Kentucky, Inc., a Kentucky corporation,

Defendant.

and

Robert J. Bergstrom, Craig A. Zenobian, Shane M. Steffensen, and Christopher D. Jacobsen,

Plaintiff-Intervenors

LR 7.1(c) WORD COUNT COMPLIANCE CERTIFICATE REGARDING DEFENDANT'S MEMORANDUM OF LAW IN SUPPORT OF MOTION FOR JUDGMENT ON THE PLEADINGS, OR, IN THE ALTERNATIVE, FOR

PARTIAL SUMMARY JUDGMENT

Case No.: 08-CV-603 (DWF/AJB)

The undersigned hereby certifies that in accordance with Local Rule 7.1(e), Defendant's Reply Memorandum of Law was prepared in 13-point font, and in accordance with Local Rule 7.1(c), contains 9,436 words, including headings, footnotes, and quotations, according to Microsoft Word 2000's word count feature.

Dated: April 17, 2009 WINTHROP & WEINSTINE, P.A.

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